

## REQUEST FOR EXTENSION OF TIME

An Extension of Time and the appropriate fee are filed herewith to extend the response period from May 12, 2003 to June 12, 2003.

### IN THE CLAIMS

Please amend claims 1, 6, 7, 16, 17, 21 and 22. A marked version of the claims are shown in Appendix A, attached herewith.

*Sub B1  
A2  
concl'd*

1. (Amended) In a communication system, a method comprising:  
determining duty cycle of data frame transmissions of a communication channel;  
controlling power level of said communication channel based on said determined duty cycle.

6. (Amended) The method as recited in claim 1 wherein said communication channel is between a mobile station and a base station, wherein said controlling comprises:

*A2  
concl'd*

adjusting a parameter of a power control outer loop at said base station, wherein said power control outer loop is operating to control power level of data transmissions during at least one of said data frame transmissions from said mobile station.

7. (Amended) The method as recited in claim 1 wherein said communication channel is between a mobile station and a base station, wherein said controlling comprises:

adjusting a frame error rate set point, at said mobile station, of a power control outer loop, wherein said power control outer loop is operating to control power level of data transmissions during at least one of said data frame transmissions from said mobile station.

*Sub B17*  
*A3*  
*concl.*

16. (Amended) In a communication system, an apparatus comprising:  
a controller configured for determining duty cycle of data frame transmissions of  
a communication channel;  
wherein said controller further configured for controlling power level of said  
communication channel based on said determined duty cycle.

17. (Amended) The apparatus as recited in claim 16, wherein said controller is  
configured for comparing said determined duty cycle against a duty cycle threshold, and  
wherein an adjustment for controlling power level via said controlling is based on said  
comparing.

*A4*  
*concl.*

21. (Amended) The apparatus as recited in claim 16 wherein said communication  
channel is between a mobile station and a base station, wherein said controller is  
configured for said controlling by adjusting a parameter of a power control outer loop at  
said base station, wherein said power control outer loop is operating to control power  
level of data transmissions during at least one of said data frame transmissions from  
said mobile station.

22. (Amended) The apparatus as recited in claim 16 wherein said communication  
channel is between a mobile station and a base station, wherein said controller is  
configured for said controlling by adjusting a frame error rate set point, at said mobile  
station, of a power control outer loop, wherein said power control outer loop is operating  
to control power level of data transmissions during at least one of said data frame  
transmissions from said mobile station.